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# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91201367
Party	Defendant Dropbox, Inc.
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Submission	Other Motions/Papers
Filer's Name	John L. Slafsky
Filer's e-mail	trademarks@wsgr.com, jslafsky@wsgr.com
Signature	/John L. Slafsky/
Date	05/13/2013
Attachments	YouSendIt Inc v Dropbox - Further Notice Re Status of Civil Action.pdf ( 1 page )(100365 bytes )

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

YOUSENDIT, INC.,	) Opposition No: 91201367
Opposer,	
v.	) ) ) Serial No. 77817716
DROPBOX, INC.,	)
Applicant.	

### FURTHER NOTICE CONCERNING STATUS OF CIVIL ACTION

On March 5, 2012, Opposition No. 91200450 was suspended pending the final determination of Civil Action No. 3:11-cv-01448-L (*Officeware Corporation d/b/a/ Filesanywhere.com v. Dropbox, Inc.*).

The Civil Action has been terminated. *See* Exhibit A (April 24, 2013 stipulation of dismissal submitted by the parties to the Civil Action).

Dated: May 13, 2013

Respectfully submitted,

WILSON SONSINI GOODRICH & ROSATI Professional Corporation

3y: \_\_\_\_\_

John L. Slafsky

Attorneys for Applicant DROPBOX, INC.

# **EXHIBIT A**

#### IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

OFFICEWARE CORPORATION, d/b/a

FILESANYWHERE.COM,

Plaintiff,

v.

CIVIL ACTION NO. 3:11-cv-01448-L

DROPBOX, INC.,

Defendant.

## JOINT STIPULATION OF DISMISSAL OF LAWSUIT WITH PREJUDICE

TO THE HONORABLE JUDGE OF SAID COURT:

Plaintiff Officeware Corporation d/b/a Filesanywhere.com and Defendant Dropbox, Inc. respectfully notify the Court that they have settled this lawsuit, and stipulate that the above-captioned litigation be and hereby is dismissed, with prejudice. Each party is to bear its own attorney fees and costs.

A proposed form of an agreed order is submitted herewith.

Dated: April 24, 2013.

/s/ Aimee C. Oleson Robert J. Ward State Bar No. 00791879 Aimee C. Oleson State Bar No. 24036391

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ATTORNEYS FOR PLAINTIFF OFFICEWARE CORPORATION D/BA FILESANYWHERE.COM

Respectfully submitted,

/s/ John L. Slafsky John L. Slafsky California State Bar No. 195513 Evan M. W. Stern California State Bar No. 264851

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ATTORNEYS FOR DEFENDANT DROPBOX, INC.

### CERTIFICATE OF SERVICE BY MAIL

I, Elvira Minjarez, declare:

I am employed in Santa Clara County. I am over the age of 18 years and not a party to the within action. My business address is Wilson Sonsini Goodrich & Rosati, 650 Page Mill Road, Palo Alto, California 94304-1050.

I am readily familiar with Wilson Sonsini Goodrich & Rosati's practice for collection and processing of correspondence for mailing with the United States Postal Service. In the ordinary course of business, correspondence would be deposited with the United States Postal Service on this date.

On this date, I served this **FURTHER NOTICE REGARDING STATUS OF CIVIL ACTION** on each person listed below, by placing the document described above in an envelope addressed as indicated below, which I sealed. I placed the envelope for collection and mailing with the United States Postal Service on this day, following ordinary business practices at Wilson Sonsini Goodrich & Rosati.

Lisa A Martens Fish & Richardson PC 12390 El Camino Real San Diego, CA 92130

I declare under penalty of perjury that the foregoing is true and correct. Executed at Palo Alto, California on May 13, 2013.